

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

JOSEPH E. CANNON,

Plaintiff,

VS.

DEBRA REYNOLDS,

CHESTER JAMES,

DR. RICHARD MAYO,

DR. MICHAEL BERRY,

DR. ROBERT ELLIOTT,

DEBORAH MCCOY,

K.D. JOST,

KENT DESHAZO,

JEFFERY WALL,


FREDERICK C. ABBOTT,

JOHN DOE,

and

CONTINENTAL AIRLINES, INC.,

Defendants.



CIVIL ACTION NO. H-05-3136

MEMORANDUM AND ORDER

Pending before the Court is Plaintiff's motion for a scheduling conference and a scheduling order. Plaintiff argues that a scheduled trial date is necessary to expedite discovery. After considering the motion, the Court finds that a scheduling conference is premature in light of the three (3) pending motions to dismiss, two (2) of which are not yet ripe. Upon resolution of the motions to dismiss, the Court will, if appropriate, order a scheduling conference.

IT IS SO ORDERED.

SIGNED at Houston, Texas, on this the 23rd day of February, 2006.

A handwritten signature in dark ink, appearing to read "Keith P. Ellison", written over a horizontal line.

KEITH P. ELLISON
UNITED STATES DISTRICT JUDGE

**TO INSURE PROPER NOTICE, EACH PARTY WHO RECEIVES
THIS ORDER SHALL FORWARD A COPY OF IT TO EVERY
OTHER PARTY AND AFFECTED NON-PARTY EVEN THOUGH
THEY MAY HAVE BEEN SENT ONE BY THE COURT.**